

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
MIDDLE DIVISION**

|                               |   |  |
|-------------------------------|---|--|
| <b>FRANCISCO CORRALES,</b>    | ) |  |
|                               | ) |  |
| <b>Petitioner,</b>            | ) |  |
|                               | ) |  |
| <b>v.</b>                     | ) | <b>Case No.: 4:18-cv-00076-VEH-SGC</b> |
|                               | ) |  |
| <b>U.S. ATTORNEY GENERAL,</b> | ) |  |
|                               | ) |  |
| <b>Respondent.</b>            | ) |  |

**MEMORANDUM OPINION**

This case is before the court on Respondent's Motion to Dismiss as Moot, filed February 13, 2018. (Doc. 4). In the motion, Respondent notes Petitioner was released from ICE custody on January 26, 2018, pursuant to an Order of Supervision. (Doc. 4). Because Petitioner has been released, Respondent contends this case is due to be dismissed as moot.

On January 17, 2018, Petitioner filed a petition for writ of habeas corpus seeking to be released from custody pending his removal to Cuba. (Doc. 1). Because Petitioner has been released on an Order of Supervision, his petition seeking that very relief is moot. *See Nyaga v. Ashcroft*, 323 F.3d 906, 913 (11th Cir.2003) ("a case must be dismissed as moot if the court can no longer provide 'meaningful relief'"); *see also Spencer v. Kemna*, 523 U.S. 1, 7-8 (1998) (once a habeas petitioner is released from custody, he must demonstrate collateral consequences to avoid the mootness

doctrine). Accordingly, this matter is due to be dismissed. *Khader v. Holder*, 843 F. Supp. 2d 1202, 1202 (N.D. Ala. 2011).

A separate order will be entered.

**DONE** this the 15th day of February, 2018.

A handwritten signature in cursive script, appearing to read "V. Emerson Hopkins", written in black ink.

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**VIRGINIA EMERSON HOPKINS**  
United States District Judge